

Council Meeting Minutes

Tentative Draft: Minutes of the 508th Meeting of the Council, San Francisco, Hyatt House, February 27, 1965.

The meeting was called to order by Chairman Anderson in the Hyatt House, San Francisco International Airport, on Saturday, February 27, 1965, at 9:30 a.m.

Roll Call

Present were President Doyle, President-Elect Teall, Speaker Quinn, Vice-Speaker Telford, Secretary Hosmer, Editor Dwight L. Wilbur and Councilors MacLaggan, Wilson, Todd, Goel, Bullock, O'Connor, Ham, Rogers, R. S. Wilbur, Miller, Watts, Fenlon, Kay, Anderson, Dozier, Grunigen, Cosentino and Shaw; ex-officio, Samuel R. Sherman.

Absent for cause, Councilors Taw, Maguire, Murray and Kaiser.

A quorum present and acting.

Present by invitation were Messrs. Hunton, Thomas, Clancy, Collins, Whelan, Klutch, Clark, Moreillon, Downing, Edwards and Bowman and Mrs. Redfern of CMA staff; Mr. Howard Hassard, legal counsel; Messrs. Read, Salisbury, Putnam and Brown of the Public Health League of California; component society executives Scheuber of Alameda-Contra Costa, Geisert of Kern, Lingerfelt of Fresno, Addington of Forty First, Baker of Los Angeles, Blankfort of Marin, Colvin of Monterey, Bannister of Orange, Dochterman of Sacramento, Donmyer of San Bernardino, Nute of San Diego, Neick of San Francisco, Wood of San Mateo, Donovan and Pearce of Santa Clara, Brown and York of Sonoma, Marvin of Santa Barbara and Bruce of Tulare; Mr. Robert Garrick, consultant; Doctor T. Eric Reynolds and Messrs. Paolini, O'Dea, Babb, Nyron and Wahlberg of California Physicians' Service; Doctor Malcolm Merrill, state director of public health; Mr. Jack Wedemeyer, director, and Doctor Lester McDonald, medical director of the State department of Social Welfare; Doctor Richard A. Young, State Department of Rehabilitation; Doctor Robert Hewitt, State Department of Mental Hygiene; Doctors William O. Reinhardt, Dan O. Kilroy, Stuart Knox, George Herzog and others.

1. Minutes for Approval

Minutes of the 507th meeting of the Council, held January 17, 1965, were presented and minor changes made in the tentative form. As amended, these minutes were approved.

2. Membership

(a) A report of membership as of February 24, 1965, was presented and ordered filed.

(b) On motion duly made and seconded, 21 applicants were voted Associate Membership. These were:

Bernard L. Diamond, Frederick M. Hebert, Alameda-Contra Costa County; Leon O. Desimone, Nona Wyatt Gilbert, John Chao-Chun Hsu, Clinton Albert Johnson, Sanford Kronenberg, Clark Richardson Miller, Catherine G. Pearson, Arthur K. Salberg, Jack Ramler Scoles, Geraldine Anne Stramski, Raymond L. Teplitz, Shirley T. Whiteman, Henry F. Wilkinson, Los Angeles County; Madge A. Jacks, San Luis Obispo County; Lillian Rachlin, San Mateo County; Albert Jenke, Harree D. Siler, William A. Winn, Tulare County; John Fred Sheel, Ventura County.

(c) On motion duly made and seconded in each instance, 13 members were voted Retired Membership. These were:

Lawrence E. Brown, Alameda-Contra Costa County; Thomas E. Betenson, Raymond L. Jeffery, George Howard Quillen, Los Angeles County; Richard Hamer, Napa County; Harry J. Powers, San Bernardino County; Albert Ickstadt, Jr., Delbert H. Werden, San Diego County; Edmund P. Von Gehren, San Francisco County; Harold L. Graham, Kristian Johnsen, Santa Clara County; Ruth Anderson, Ventura County; Arthur J. Priester, Ventura County.

(d) On motion duly made and seconded, three members were voted reductions of dues for reasons of prolonged illness or postgraduate study.

3. Commission on Public Agencies

Councilor MacLaggan, chairman, presented the commission's recommendation to endorse the efforts of the State Department of Public Health to improve the care of patients in hospitals and nursing homes by non-physician personnel by adding language to Section 1411 of the Health & Safety Code.

ACTION: Motion defeated.

Doctor MacLaggan also reported that the Hospital Survey Committee had recently completed surveys of 34 hospitals, including 17 in Los Angeles County.

Doctor MacLaggan also presented a letter from a member of the Council objecting to the require-

ment that all staff members of a hospital sign a statement of agreement to abide by the Guiding Principles for Physician-Hospital Relations in order for the hospital to secure approval by the survey team.

ACTION: Voted to defer action until Councilor Taw, author of the letter, could be present.

4. Report of the President

President Doyle reported on a number of meetings he had attended in the past month, including meetings of several branches of the Los Angeles County Medical Association, several component medical societies, a hospital dedication, Audio-Digest Foundation and the special meeting of the House of Delegates of the American Medical Association, and a meeting of Trustees of California Hospital Association.

Chairman Anderson reported that the Beverly Hills Chamber of Commerce had recently named Doctor Doyle as Man of the Year in recognition of his community interest and activities beyond the call of duty. The Council extended a rising round of applause for this honor.

5. Report of the President-Elect

President-Elect Teall reported on the various meetings he had attended in the past month and gave a detailed report on the results of the AMA House of Delegates meeting in Chicago.

6. Committee on Committees

Doctor Teall, chairman, presented the committee's recommendation that a bylaw amendment be prepared to specify the term of office for all commission members, except those on the Judicial Commission and the Scientific Board, as running for one year.

ACTION: Approved in principle the setting of term of office at one year for all commission members except Judicial Commission and Scientific Board; staff authorized to prepare a bylaw amendment to accomplish this.

Doctor Teall presented a list of nominees for appointment to commissions and committees and asked Council approval for submittal to the House of Delegates.

ACTION: Nominations of Committee on Committees for members of commissions and committees approved for submittal to House of Delegates.

7. Medical School Deans

Doctor William O. Reinhardt, dean of University of California School of Medicine, expressed thanks to the Council for its support of all medical schools and for its committee activities in furtherance of medical education.

8. State Department of Public Health

Doctor Malcolm Merrill, State Director of Public Health, reported that the Army is planning to reopen Fort Ord for the basic training of recruits on April 1 following its closure for this type of training last fall. He outlined various steps taken as precautions against a recurrence of the meningococcic meningitis epidemic which caused the discontinuance of basic training and stated that a continuing scientific advisory group, to include physicians in the area, would be established.

Doctor Merrill also reported that reductions in the department's budget proposed by the state Legislative Analyst, would seriously handicap the department's program. It was announced that the Commission on Public Agencies was studying the proposed budget reductions and would meet in the near future to provide assistance as indicated.

ACTION: Voted to express apprehension over the proposed reductions in the budget of the State Department of Public Health as endangering the health of California, to request the Commission on Public Agencies and Emergency Action Committee to make a detailed study of the proposed reductions and to authorize these bodies to appear before the appropriate legislative committees considering the budget.

9. State Department of Employment

Chairman Anderson distributed a statement outlining results of a meeting with medical representatives of the State Department of Employment which will discontinue any attempt to purchase medical examinations on the basis of competitive bids.

10. State Department of Social Welfare

Mr. Jack Wedemeyer, Director, reported that proposed changes in federal laws affecting the health care of welfare recipients and those under MAA would limit the present administrative flexibility of his department and that under these circumstances, pending enactment of federal legislation, his department could consider only modest administrative changes in existing programs.

Mr. Wedemeyer also discussed the proposed reduction in the department budget by the Legislative Analyst and pointed to areas where such proposals would limit the possibility of providing health care under prepayment systems.

11. State Department of Mental Hygiene

Doctor Robert Hewitt, deputy director of the department, expressed thanks to the Association for its surveys by Committee on Mental Health teams of state hospitals and day care centers. He also reported that proposed reductions in the department budget would result in closing one state hospital,

contrary to department policy to provide care for the mentally ill as near to the local level as possible.

12. *State Department of Rehabilitation*

Doctor Richard A. Young, medical director, reported that proposed reductions in state budget allocations had not affected his department and that current programs were being continued.

13. *Medical Executives Conference*

Mr. Everett Bannister, chairman, reported on the February 26 meeting of the conference, which included discussions of proposed legislation for the aging, computer handling of dues billing and other subjects.

14. *Mental Health*

Doctor Eugene Crum of Los Angeles County presented a request from the Los Angeles County Medical Association for action to remove from the Short-Doyle Act amendments which have removed from local mental health directors the power to veto of state regulations. This subject was discussed by Doctor Stuart Knox, chairman of the Committee on Mental Health, and by Doctor Richard Hewitt of the Department of Mental Hygiene.

ACTION: Voted to request Committee on Legislation to initiate and support legislation which would return to the California Conference of Local Mental Health Directors the responsibility, with veto power, for the policies of the Short-Doyle program.

15. *Committee on Legislation*

Doctor Dan O. Kilroy, chairman, reported for the committee on a number of bills before the State Legislature and requested instructions on several bills where policy determinations were needed. Mr. Putnam reported on a proposal that all health insurance plans be placed under the supervision of the insurance commissioner and a 2.35 per cent gross premiums tax imposed. Mr. Read reported on the activities of the "Blue Ribbon Commission" which has been studying all aspects of the laws governing industrial accidents.

ACTION: Several bills were subjected to vote, as follows:

SB 374 from the 1963 session, to provide that the state pay usual and customary fees for all medical services purchased by it—voted to request committee to have bill reintroduced.

AB 305—to allow governmental hospitals to employ resident physicians for as long as 26 months without their applying for California licensure.—voted to oppose.

AB 792—to require all hospitals to accept emergency cases regardless of ability to pay. Voted that

while CMA is firmly in support of the provision of emergency medical care in all areas but that in certain areas it is more feasible to select certain hospitals for expert emergency care, that it is not practical for hospitals to attempt to duplicate such services, and that efforts be made to establish such selected hospitals in all areas and publicize these choices.

AB 219—to delete requirements prohibiting the advertising or display of contraceptive materials—voted to approve.

16. *Finance Committee*

Councilor Miller presented for the committee a proposal that the proposed budget for 1965-1966 be approved in its present form for presentation to the House of Delegates. He also reported that the committee had approved the appropriation of \$7,500 additional funds, if needed, for the furtherance of the present campaign in support of the provision of medical care for the aging under programs using voluntary prepayment mechanisms.

ACTION: Voted to approve the budget as presented for presentation to House of Delegates.

ACTION: Voted appropriation of \$7,500 additional funds, if needed, to continue program of support for health care of the aging through voluntary prepayment mechanisms. Unanimous vote noted.

17. *Bureau of Research and Planning*

Doctor Samuel R. Sherman, chairman, reported that a study of the receipt of professional services by welfare recipients showed that while physicians have been dissatisfied with the level of fees paid by the state for attending welfare patients, they have continued to provide services. He requested authority to distribute copies of the study in several areas.

ACTION: Voted that copies of this study be sent to all component societies, to members of the House of Delegates, to interested individuals and to members of the State Legislature.

ACTION: Voted that executive vice president and staff of California Physicians' Service be commended for providing computer services to make possible the completion of this study in a brief period and to commend participating physicians and the bureau staff.

Doctor Sherman further reported on a meeting held by the bureau and members of the Committee on the Role of Medicine in Society with representatives of closed-panel groups which was felt to be most informative and constructive.

Discussion was held on the question of specifying in the bylaws the functions of the bureau, espe-

cially in the field of delineating the planning phase of operations.

ACTION: Voted to request staff to prepare a by-law amendment to establish both the research and the planning functions of the Bureau of Research & Planning.

18. *Liaison Committee to State Bar*

Mr. Whelan reported that the committee, meeting with its counterpart from the State Bar, recommended that a statewide code of interprofessional conduct be developed, using as a base the codes already in operation in several counties.

ACTION: Voted authority for committee to develop a statewide code of interprofessional conduct for physicians and attorneys.

19. *Committee on Paramedical Personnel*

The committee's report included a set of guidelines in response to resolutions 3-64 and 67-64 and requested approval.

ACTION: Guidelines of the Committee on Paramedical Personnel voted approval.

20. *Ad Hoc Committee to Hospital Planning Groups*

Mr. Thomas reported on the committee's request for approval of a delineation of committee duties in the fields of assisting in the voluntary effort in hospital planning, in cooperating with representatives of the California Hospital Association, in stimulating component society activities and in cooperating with a state planning committee, when and if created by legislative action.

ACTION: Committee duties approved on basis of functions outlined in this report.

21. *Ad Hoc Committee on Council Format*

Councilor Cosentino, chairman, reported that the committee requested the Council to oppose the passage of Constitutional Amendments 2-64 and 3-64.

ACTION: Voted to oppose Constitutional Amendments 2-64 and 3-64.

The committee also recommended that an ad hoc committee of the House of Delegates be established to study the size of the Council and the redefinition of Councilor Districts, if necessary. Discussion was held on the advisability of a concurrent study of representation in the House of Delegates.

ACTION: Voted to approve recommendation of committee for establishment of an ad hoc committee of the House of Delegates to study the composition and representation of the Council and the House of Delegates.

22. *Ad Hoc Committee on Workmen's Compensation*

Chairman Anderson requested approval of a request to the Industrial Accident Commission for amendment of its rules of procedure by deleting a portion of Sec. 10805, which specifies that the minimum fee schedule of the commission is to be construed as prima facie evidence of the value of the services rendered.

ACTION: Voted approval of request for deletion of portion of Section 10805 of IAC rules establishing minimum schedule as prima facie evidence of value of services.

Doctor Anderson also asked approval of three legislative bills which would remove from the law three present sections relating to the inspection of hospitals, hospital reports on their facilities and commission approval of the competence of medical consultants. These sections are obsolete and impractical.

ACTION: Voted approval of legislation to delete three sections of the Labor Code as outlined in report.

Doctor Anderson further requested approval of a proposal to add to Section 5304 of the Labor Code the requirement that copies of agreements between physicians and employers or insurance carriers for the provision of medical services for industrial care be furnished to the Industrial Accident Commission for a review as to their being fair and equitable.

ACTION: Addition of review requirement to Section 5304 of the Labor Code approved.

23. *Task Force on Kerr-Mills Program*

Chairman Teall of the task force on the Kerr-Mills program reviewed the press conference held February 1, with television and telephone facilities extending from Sacramento to San Francisco, Los Angeles, San Diego, Bakersfield and Fresno.

Doctor Teall also reported that endorsements by interested groups of the Association's position on medical care for the aging should be solicited at this time.

24. *Commission on Medical Services*

Mr. Thomas presented a request for participation by the Association in an "Interagency Council for Nursing Homes in California," a new organization being formed by the California Nursing Homes Association. No financial requirement is indicated.

ACTION: Voted to participate as outlined.

25. *Scientific Board*

Councilor Shaw, chairman, presented a request that California Medical Education & Research

Foundation be asked to solicit funds for use in continuing medical education.

ACTION: Voted approval of request to CMERF to solicit funds for improving correlation and geographical spacing of continuing medical education programs.

Doctor Shaw also reported that the Scientific Board had reviewed the Council's request for an opinion as to placing under the Scientific Board the functions of the Committee on Adverse Drug Reactions and that the board would be happy to undertake this function. It was pointed out that present committees are engaged in both the scientific and the legal questions of adverse drug reactions.

ACTION: Voted to transfer the Committee on Adverse Drug Reactions to the Scientific Board.

Doctor Shaw further reported the board's proposal that an ad hoc committee be named to study the suggestion of Doctor T. Eric Reynolds, president of California Physicians' Service, that a mechanism be established for the multiple screening of laboratory procedures.

ACTION: Voted to appoint a Council ad hoc committee to study multiple screening laboratory procedures, the Committee on Committees to nominate members with consultation from the nominating committee of the Scientific Board.

27. Honoring Doctor Saunders

Councilor Richard S. Wilbur, chairman, reported for an ad hoc committee and offered the following resolution:

RESOLVED: That at an appropriate time during the 1965 annual House of Delegates meeting, a plaque be presented to Chancellor John B. deC. M. Saunders expressing the admiration of the California Medical Association for his contributions to all phases of medical education and the gratitude of the California Medical Association for his successful efforts to serve the objectives of medicine in this Association.

ACTION: Resolution voted as offered.

28. Time and Place of Next Meeting

The chairman announced that the Council would next meet at 4 p.m., Friday, March 26, at the Mark Hopkins Hotel, San Francisco.

29. Honoring Mr. Frank A. Lawrence

Doctor Sherman presented a resolution in honor of the late Frank A. Lawrence, a member of the State Industrial Accident Commission for more than 25 years, reading as follows:

Whereas, Industrial Accident Commissioner Frank A. Lawrence has given distinguished service to the State of California; and

Whereas, He has significantly furthered interest in the injured worker; and

Whereas, His recent death represents a great loss to the State of California; therefore, be it

RESOLVED: That the California Medical Association express its sorrow at the passing of Frank A. Lawrence and convey its heartfelt sympathy to his family.

ACTION: Resolution voted as presented.

29. Role of Medicine in Society

Doctor Watts proposed that the Committee to Study the Role of Medicine in Society be asked to study the statements of President Johnson's messages to the Congress in 1964 and 1965 and more recently in connection with the report of the "De-Bakey Committee" as to their effect on medical education and medical practice.

ACTION: Voted to request Committee to Study the Role of Medicine in Society to study the President's messages and their effect on medical education and medical practice, if adopted and implemented, with such assistance as may be needed from the Bureau of Research and Planning and the liaison committee to medical schools.

Adjournment

There being no further business to come before it, the meeting was adjourned at 4:35 p.m. in the memory of Samuel Gendel, M.D.

CARL E. ANDERSON, M.D., *Chairman*
MATTHEW N. HOSMER, M.D., *Secretary*